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ATTENTION H GAISCH AND J MANDIRATTA

BASED ON RECENT DISCUSSIONS BETWEEN BILL MURRAY AND CARL ADKINS WE HAVE BEEN ASKED TO BECOME DIRECTLY INVOLVED IN OVERSEEING A COORDINATED EFFORT ON THE PATENT ASPECTS OF BAT'S BARCLAY COVERAGE IN EUROPE, ESPECIALLY SWITZERLAND AND GERMANY. I CALLED JOHN BASS IN LONDON THIS MORNING, AND HE FILLED ME IN ON THE RESULTS OF HIS LATEST MEETING WITH YOU AND DR. HACH. I ASKED JOHN TO PROCEED IMMEDIATELY WITH A HAGUE TYPE SEARCH, WHICH I UNDERSTAND WAS ONE OF THE OPTIONS HE DISCUSSED WITH YOU. IT SEEMS TO ME THAT NO OTHER OUTSIDE SEARCH IS NEEDED UNTIL THAT IS FINISHED, EXCEPT FOR SOME LITERATURE ASPECTS WE WILL HANDLE HERE IN THE U.S. HOWEVER, THERE IS NO REASON TO INTERRUPT ANY PLANS YOU MAY HAVE TO LOOK THROUGH THE GERMAN PATENT OFFICE COLLECTIONS, ESPECIALLY THE OLDER ART. JOHN AND I FEEL THAT THE SEARCH RESULTS ALREADY IN HAND ARE VERY HELPFUL TO OUR POSITION. IN FACT, THE ONLY REASON TO CONTINUE SEARCHING IS TO BE AS CERTAIN AS WE REASONABLY CAN THAT THE CLOSEST ART HAS BEEN FULLY EXPLORED.

SECONDLY, WE ARE PROCEEDING TO CONSIDER POSSIBLE CHOICES OF A PATENT-EXPERIENCED TRIAL LAWYER (RECHTSANWALT) FOR CONSULTATION WELL IN ADVANCE OF PUTTING TOGETHER FINAL DETAILS OF OUR GERMAN OPPOSITION. ALL PROSPECTS WILL BE REVIEWED WITH YOU, BRADLEY BROOKS AND OTHERS BEFORE MAKING A SELECTION. SWISS COUNSEL WILL BE SELECTED AS WELL, FOR SIMILAR PURPOSES, SO THAT INFORMED OPINIONS CAN BE OBTAINED ON THE LIKELIHOOD OF SUCCESS IN THE EVENT OF LITIGATION.

I HAVE ASKED JOHN BASS TO CONTINUE HIS ROLE AS PRINCIPAL COORDINATOR BETWEEN YOUR EFFORTS AND OURS.

REGARDS,
ART PALMER

PHILIP MORRIS INC

COPY BY MAIL TO:
J. BASS
E. BAILEY
C. ADKINS

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